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# Guardianship by the foster parents

Heruntergeladen am 30.06.2025

<https://fimportal.de/xzufi-services/483616171/L100040>

Modul	Sachverhalt
Leistungsschlüssel	99126011088001, 99126011088001
Leistungsbezeichnung I	Guardianship by the foster parents
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Niedersachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Vormundschaft (126)
Verrichtungskennung	Anordnung (088)
SDG-Informationsbereich	Geburt, Sorgerecht für Minderjährige, elterliche Pflichten, Vorschriften für Leihmutterschaft und Adoption, einschließlich Stiefkindadoption, Unterhaltspflichten für Kinder bei grenzüberschreitenden familiären Gegebenheiten
Lagen Portalverbund	Lebenslagen für Bürgerinnen und Bürger (1000000),

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	Partnerschaft und Familie (1020000), Adoption und Pflegekinder (1020100)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	13.01.2023
Fachlich freigegeben durch	Lower Saxony Ministry of Social Affairs, Labour, Health and Equality
Handlungsgrundlage	<a href="https://www.gesetze-im-internet.de/bgb/_1773.html">https://www.gesetze-im-internet.de/bgb/_1773.html</a> <a href="https://www.gesetze-im-internet.de/bgb/_1773.html">https://www.gesetze-im-internet.de/bgb/_1773.html</a>
Teaser	In appropriate cases, foster parents may be given guardianship of the child you are caring for.
Volltext	<p>If there is guardianship for a foster child, this can be transferred to the foster parents. As a rule, such a transfer only makes sense if it is foreseeable that the child will live with the foster parents permanently or at least for a longer period of time.</p> <p>The transfer of guardianship to the foster parents can be suggested, among other things, by the foster parents themselves and by a youth welfare office. There is no formal application procedure.</p> <p>If foster parents are given guardianship, they represent their foster child in all legal matters. In principle, they are as independent as the parents of a child, but they are under the supervision of the court. The well-being and interests of the foster child must be at the forefront of all decisions. Important decisions must be discussed with the child within the scope of his or her possibilities.</p>
Erforderliche Unterlagen	<p>Certain documents are not required.</p> <p>If a suggestion is received by the competent court, it will usually obtain an opinion from the local youth welfare office and check whether all the requirements for taking on guardianship are met and what alternatives exist. Ultimately, the specific course of the proceedings in each individual case is also subject to the decision of the court.</p>

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Voraussetzungen	<p>If guardianship is to be established for a child placed in a foster family, guardianship may also be granted to the foster parents. Such an arrangement is particularly appropriate if the child is well integrated into his or her foster family and it is foreseeable that he or she will be cared for there for a longer period of time.</p>
Kosten	<p>If those affected decide to seek legal advice and/or representation, they may have to pay the costs themselves.</p>
Verfahrensablauf	<p>The transfer of guardianship of a child to its foster parents can be suggested by the foster parents themselves, by a youth welfare office, but also by other persons (e.g. the child's parents).</p> <p>The competent court decides on the establishment of a guardianship and the transfer of guardianship to certain persons. The court decides on a case-by-case basis what information it deems necessary and which persons should be involved. As a rule, an opinion from the Youth Welfare Office is obtained.</p>
Bearbeitungsdauer	<p>The duration of the procedure depends on the individual case.</p>
Frist	<p>Deadlines are not to be observed.</p>
weiterführende Informationen	
Hinweise	
Rechtsbehelf	<p>The child and the Youth Welfare Office have legal options against the transfer of guardianship to a specific person or body.</p> <p>Depending on the individual case, other persons may be entitled to file a reminder.</p>
Kurztext	<p>Guardianship Appointment of foster parents</p> <p>Foster children are often under guardianship or guardianship.</p> <p>Maintaining a guardianship means providing legal</p>

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	representation for a child in all areas.  Competent authority: District Court (Family Court)
Ansprechpunkt	To the District Court (Family Court)
Zuständige Stelle	
Formulare	The establishment of a guardianship and the related appointment of specific persons or bodies is not a benefit that is requested.  Whether a court uses a form for required information is up to the court's decision.
Ursprungsportal	Führung einer Vormundschaft durch die Pflegeeltern, Guardianship by the foster parents